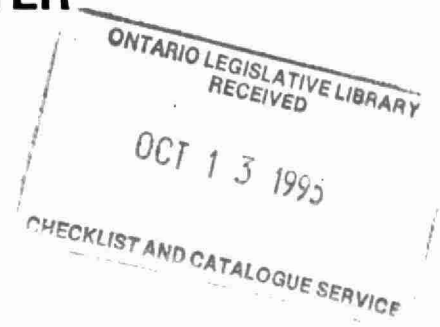


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**GUIDE FOR APPLYING
FOR
APPROVAL OF
PERMIT TO TAKE WATER**



**SECTION 34
ONTARIO WATER RESOURCES ACT
R.S.O. 1990**

**REGIONAL OPERATIONS
OCTOBER 1994**



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FOREWORD

The Ministry of Environment and Energy's approvals program for Permit to Take Water (PTTW) requires that all undertakings requiring approval under the Ministry legislation are carried out in accordance with all Acts, Regulations, Policies and Guidelines administered by the Ministry. These requirements are continually updated by the Ministry as environmental standards are modified to reflect changes and needs. As these requirements are changed, the information required to demonstrate compliance with them may also change. In recognition of this, the Ministry intends to periodically update this document to reflect the most current requirements.

While every effort has been made to ensure the accuracy of the information contained in this guide, it should not be construed as legal advice. If proponents/users of this guide have any doubts or questions regarding legal aspects of the document, they should consult their legal counsel.

For any addenda or revisions, users of this guide may contact the Regional Office listed in the appendix.

PURPOSE

This document is intended to provide guidance to proponents taking water, when requesting approval under section 34, Ontario Water Resources Act, (OWRA), R.S.O. 1990, c.O.40. This document describes the approvals process in general and clarifies the information required by the application form.

BACKGROUND

The mandate of the Ministry of Environment and Energy is to protect the quality of the natural environment so as to safeguard the ecosystem and human health; coordinate the government's energy supply and demand-related activities; and to foster the efficient use and conservation of resources.

Several pieces of legislation, including the Ontario Water Resources Act (OWRA), the Environmental Protection Act (EPA), the Pesticides Act (PA), the Environmental Assessment Act (EAA), the Niagara Escarpment Planning and Development Act (NEPDA) and recently, the Environmental Bill of Rights (EBR), together with numerous Regulations, exist to assist the Ministry in fulfilling this goal.

These Acts, and the regulations made under them, outline the authority and responsibility of the Ministry of Environment and Energy, as well as establish and stipulate the legal requirements for proponents and the rights of residents of Ontario. These Acts require that approvals or permits be obtained prior to the implementation of a variety of undertakings that may impact on the environment including public health and provide residents of Ontario the right to comment on these undertakings.

In addition to the approvals and permits required by the Ministry, other ministries such as the Ministry of Natural Resources or Ministry of Northern Development and Mines and other Agencies and levels of government such as the Federal Government and local Municipal Governments, may have approval or permit requirements. It must be emphasized that approval under one section of the Act does not abrogate the requirement to obtain approval under other Acts or other sections of the same Act.

The statutory requirements for Permit to Take Water (PTTW) are contained in section 34 of the Ontario Water Resources Act. Permits are required from MOEE by proponents wishing to take more than 50,000 litres of water in a day. Permits are obtained from a Director under section 34. This section of the Act contains details regarding circumstances under which permits are or are not required.

The most recent legislation to impact on the approval process is the Environmental Bill of Rights (EBR). It was proclaimed in February 1994 and establishes new rights and processes which are to be used to ensure that residents of Ontario are able to participate in making environmentally significant decisions by the government and is designed to hold the government accountable to the public for those decisions. The basic EBR requirements, as they pertain to applications for Permit to Take Water, have been noted in this guide. However, for further details or information on exemptions and specifics on the EBR, reference should be made to the document entitled "The Requirements of the Environmental Bill of Rights for Prescribed Instruments".

Copies of the Ontario Water Resources Act and other Acts may be obtained from the Information Services Branch, Publications Ontario, 880 Bay Street, Toronto, Ontario, M7A 1N8, toll free telephone number 1-800-668-9938.

General information on the EBR and the Environmental Registry is available from the Public Information Centre, 135 St. Clair Avenue West, 1st Floor, Toronto, Ontario, M4V 1P5, General Inquiries (416) 323-4321, or toll free telephone number 1-800-565-4923.

General Terms and Conditions

These terms and conditions have been designed to allow for the development of water resources for beneficial purposes while providing reasonable protection to existing water uses and to public interests in water.

1. Permit

This Permit shall be kept available at all times for inspection on the property or as specified.

2. Measurement and Reporting of Water Taking

The Director may, from time to time, where a situation of interference or anticipated interference with water supplies exists, or in a situation requiring information on water takings for purposes of water resource inventory and planning, give written notice to the Permit holder to undertake any of the following actions.

The Permit holder shall comply with any such notice:

- (a) To establish and maintain a system for the measurement of the quantities of water taken;
- (b) To operate such a system and to record measurements of the quantities of water taken on forms provided by the Director, with such frequency or for such time periods as the Director may specify;
- (c) To return to the Director records made pursuant to clause 2 (b) at such times or with such frequency as the Director may specify;
- (d) To keep records made pursuant to clause 2 (b) available for inspection until such time as they are returned to the Director pursuant to clause 2 (c).

3. Interference with Other Water Supplies

The Permit holder shall immediately notify the Director of any complaint arising from the taking of water authorized by this Permit and shall report upon any action which has been taken or is proposed with regard to such complaint.

For Surface-Water Takings, the taking of water (including the taking of water into storage and the subsequent or simultaneous withdrawal from storage) shall be carried out in such a manner that streamflow is not stopped and is not reduced to a rate that will cause interference with downstream uses of water or with the natural functions of the stream.

For Ground-Water Takings, if the taking of water is forecast to interfere seriously,

or is observed to interfere seriously with other water supplies obtained from any adequate sources that were in use prior to initial issuance of a Permit for this water taking, the Permit holder shall take such action as will make available to those affected a supply of water equivalent in quantity and quality to their normal takings, or shall compensate such persons for their reasonable costs of so doing, or shall reduce the rate and amount of taking so as to prevent the forecast interference or alleviate the observed interference. Pending permanent restoration of the affected supplies, the Permit holder shall provide to those affected temporary water supplies adequate to meet their normal requirements, or shall compensate such persons for their reasonable costs of so doing.

4. Reporting of Changes

The Permit holder shall report to the Director any changes of address or telephone number, or change of ownership of the property for which this Permit is issued and shall report to the Director any changes in the general conditions of water taking from those described in the Permit application within thirty days of any such change. The Permit holder shall not assign his rights under this Permit to another person without the written consent of the Director.

5. Expiry

No water may be taken under authority of this Permit after the expiry date of this Permit, unless the Permit is renewed, or after the expiry date shown on any renewal of this Permit.

6. Liability

This Permit does not release the permittee from any legal liability or obligation and remains in force subject to all limitations, requirements, and liabilities imposed by law. This Permit shall not be construed as estopping or limiting any legal claims or rights of action that any person, including the Crown in right of Ontario or any agency thereof, has or may have against the permittee, its officers, employees, agents, and contractors.

7. Inspection

Under the Ontario Water Resources Act, section 24, it is a condition of every Permit, that the holder must forthwith on request permit provincial officers to carry out inspections authorized by section 15, 16 or 17 of the Ontario Water Resources Act, section 156, 157 or 158 of the Environmental Protection Act or section 19 or 20 of the Pesticides Act of any place, other than any room actually used as a dwelling, to which the permit relates.

8. Notice of Terms and Conditions (Ontario Water Resources Act, R.S.O. 1990, c.O.40, s. 100)

Take notice that in issuing the Permit to Take Water, the Director has imposed terms and conditions pertaining to the taking of water and to the results of the taking. The terms and conditions have been designed to allow for the development of water resources for beneficial purposes while providing reasonable protection to existing water uses and to public interests in water.

You may appeal the terms and conditions by giving written notice to the Director of the Ministry of Environment and Energy at the appropriate Regional Office (see appendix) and to the Environmental Appeal Board, Suite 502, 112 St. Clair Avenue West, Toronto, Ontario M4V 1N3, within fifteen days after service of this Notice. In the event of an appeal, the terms and conditions of the Permit, as issued, would remain in effect until the appeal has been finalized.

Legislation and Rationale

On March 29, 1961, legislation was enacted to authorize the Ministry of Environment and Energy to regulate water takings in order to promote efficient development and beneficial use of surface and ground waters. The appropriate section of the Ontario Water Resources Act, as amended, R.S.O. 1990, c.O 40, is reproduced in this "Guide".

With a few exceptions, a Permit to Take Water is required for the taking of more than 50,000 litres (approx. 10,000 Imperial Gallons) of water in a day from any ground water and surface water source of water supply, or combination thereof.

A Permit is not required for the taking of water for domestic or farm purposes (excluding irrigation) as defined in section 34(1) of the Ontario Water Resources Act, or for firefighting purposes.

A Permit is required for the taking of water for irrigation, public, municipal, commercial, industrial, recreational and aesthetic uses, for de-watering of quarries and gravel pits and foundation and construction sites, and for the taking of streamflow into storage by damming, diversion or by excavation.

Water in reservoirs created by damming or by excavation is considered as surface water and the taking from such a reservoir by means of an intake installed or re-installed after March 29, 1961, is subject to regulation by Permit even though the reservoir was constructed at an earlier date.

The taking of less than 50,000 litres (10,000 Imperial Gallons) in a day, or a taking by means of permanent works installed prior to March 29, 1961, may, upon notice, require authorization by Permit if, in the opinion of the Director based on scientific evidence, the taking interferes with any public or private interest in any water.

Issuance of a Permit places the responsibility on the permitted taker to ensure that established water uses in the area are not interfered with.

Specifically for withdrawals or impoundments of surface water, the Permit requires that downstream flow is maintained to ensure the satisfactory continuation of downstream water uses. For withdrawals or impoundments of surface water, the Permit requires that the taking of water by pumping from wells does not adversely affect nearby water levels and surface waters and therefore interfere with established uses.

In cases where interference occurs, the Permit holder is required to cease interference and/or restore affected water supplies, and provide temporary supplies of water until restoration is complete. All complaints of water supply interference should be reported to the nearest Ministry of Environment and Energy District Office.

It should be noted that the Permit protects the Permit holder by establishing the holder's interest in water in terms of date and quantity.

Note on Permits

- . Authorization to take water is given through a Permit.
- . Any person who contravenes any of the terms and conditions of a Permit is guilty of an offence.
- . Permits are not transferable without Ministerial authorization. A new water taker must make a new application.
- . Changes of address and ownership and/or changes in source of water supply must be reported promptly in writing.
- . Complaints received by permittee from established water users, or complaints of interference with a permitted water taking should be promptly reported to the Ministry.
- . The Permit must be kept available at all times for inspection on the property or as specified.
- . Records of the actual amounts of water taken may be required (see General Terms and Conditions). Forms used for maintaining such records are supplied by the Permit holder.
- . Water takings from streams must not stop streamflow.
- . Water takings from ground water must not interfere seriously with water levels in local wells which were in use prior to the date of the Permit. It should also not interfere with local surface water (i.e., discharge areas).
- . A Permit does not confer upon the holder any riparian rights that the Permit holder would not have under common law. Riparian rights are rights which belong to a landowner and allow him or her to use water from a stream which flows past his or her land for the benefit of that land.
- . The most recent legislation to impact on the approval process is the Environmental Bill of Rights (EBR). It was proclaimed in February 1994 and establishes new rights and processes which are to be used to ensure that residents of Ontario are able to participate in making environmentally significant decisions by the government and is designed to hold the government accountable to the public for those decisions. The basic EBR requirements, as they pertain to applications for Permit to Take Water, have been noted in this guide. However, for further details or information on exemptions and specifics on the EBR, reference should be made to the document entitled "The Requirements of the Environmental Bill of Rights for Prescribed Instruments".

The Ontario Water Resources Act, Section 34, reads as follows:

- Interpretation*** 34(1) In this section, reference to the taking of water for use for domestic or farm purposes means the taking of water by any person other than a municipality or a company public utility for ordinary household purposes or for the watering of livestock, poultry, home gardens or lawns, but does not include the watering or irrigation of crops grown for sale.
- Idem*** (2) In subsection (4), the reference to the taking of water for the watering of livestock or poultry does not include the taking of surface water into storage for the watering of livestock or poultry.
- Taking of water regulated*** (3) Despite any general or special Act or any regulation or order made thereunder and subject to subsection (5), no person shall take more than a total of 50,000 litres of water in a day.
- (a) by means of a well or wells that are constructed or deepened after the 29th day of March, 1961; or
 - (b) by means of an inlet or inlets from a surface source of supply, where the inlet or inlets is or are installed in the source of supply or is or are enlarged after the 29th day of March, 1961; or
 - (c) by means of a structure or works constructed after the 29th day of March, 1961 for the diversion or storage of water; or
 - (d) by any combination of the means referred to in clauses (a), (b) and (c),
- without a Permit issued by a Director.
- Where taking of water interferes with other person's interest in water*** (4) Despite any general or special Act or any regulation or order made thereunder, where the taking of water for any purpose, other than the taking of water by any person except a municipality or company public utility for use for ordinary household purposes or for the watering of livestock or poultry and other than taking of water by any person for firefighting, interferes, in the opinion of a Director, with any public or private interest in any water, the Director may, by notice served on or sent by registered mail to the person who is taking or is responsible for the taking of water that so interferes, prohibit the person from so taking water without a permit issued by the Director.

Application to domestic and farm use (5) Subsection (3) does not apply to the taking of water by any person for use for domestic or farm purposes or for firefighting.

Permit (6) A Director may in his or her discretion issue, refuse to issue or cancel a permit, may impose such terms and conditions in issuing a permit as he or she considers proper and may alter the terms and conditions of a permit after it is issued.

Flowing or leaking of water from well etc., regulated (7) Where the flowing or leaking of water from a well, or the diversion, flowing or release of water from or by means of a hole or excavation made in the ground for any purpose other than the taking of water, interferes, in the opinion of a Director with any public or private interest in any water, the Director may, by notice served on or sent to the person who constructed or made such well, hole or excavation or to the registered owner of the land in which such well, hole or excavation is located, require the person or owner to stop or regulate such flowing, leaking, diversion or release of water in such manner and within such time as the Director may direct, or require such person or owner to take such measures in relation to such flowing, leaking, diversion or release of water as the notice may require.

Offences (8) Every person who contravenes,
(a) subsection (3) or (4);
(b) a notice served on him, her or it or received by him, her or it or on his, her or its behalf under subsection (4) or (7); or
(c) any of the terms and conditions of a permit issued by a Director,
is guilty of an offence. R.S.O. 1990, c.O.40, s.34.

Section 98 reads as follows:

False information 98. Every person who knowingly gives false information in any application, return or statement made to the Minister or an employee of the Ministry in respect information of any matter under this Act or the regulations made under this Act is guilty of offence.

General Instructions on completing an application for Permit to Take Water

- 1. Please complete and submit one copy of the Application for Permit to Take Water to the Ontario Ministry of Environment and Energy Regional Office appropriate to the location of your water taking (see map and addresses listed in the appendix). If you are uncertain as to your need for a Permit, please enquire or complete an Application and you will be advised whether a Permit is required.**
- 2. If the applicant for the permit is a corporation, the person signing the application on behalf of the corporation must be someone who specifically is authorized by the corporation to do so.**
- 3. All sections of the Application form must be completed. A designation "N.A." should be used where a section is not applicable. The omission of information or the required diagram will delay approval of a Permit. The application will be returned with a request that it be properly completed.**
- 4. It is desirable to submit an Application for a Permit before constructing a well, for takings that will exceed 50,000 litres per day, it is desirable to submit an Application for a Permit. Any known limitations that may affect the granting of a Permit will be drawn to the applicant's attention at that time. It may not be possible for the applicant to provide all the required details concerning the taking before the well is constructed. Any revised or missing information should be submitted after the well has been completed.**
- 5. A diagram must be submitted, styled after the example as shown in the appendix, on a separate sheet and should include:**
 - 1) UTM coordinates**
 - 2) Lot and concession numbers and township name(s);**
 - 3) Boundaries of applicant's property;**
 - 4) Locations and names of owners of adjacent properties;**
 - 5) Location(s) of proposed taking(s) or diversion(s);**
 - 6) Locations of all wells, intakes, dams, and diversion works within 500 metres of proposed taking(s).**

A photocopy of the portion of a 1:10,000 map which shows the area would be preferable, as it provides very accurate information and enables clear, accurate measurements of distances, etc. to be made. The photocopy may be attached or affixed to the space on the Permit form.

- 6. If water is to be taken for the purposes of supplying (a subdivision or multiunit development) of more than five residences, a Certificate of Approval is required from the Ministry of Environment and Energy, Municipal Approvals Section, 250 Davisville Avenue, Toronto, Ontario M4S 1H2 (Telephone 416-440-**

3713), under Section 52, Ontario Water Resources Act. Where damming or diversion works are involved in the taking of water, the submission of a copy of the plans, which are required by the Ministry of Natural Resources under the Lakes and Rivers Improvement Act, would be desirable. The applicant must also indicate how he or she proposes to maintain downstream flow during and after the construction and filling of the pond or reservoir, and any subsequent taking of water where applicable.

7. Complete Section A.

8. Complete Section B. The location of the property on which the Permit to Take Water is located must be accurately identified. The order of preference for identification is as follows:

- i) UTM coordinates,
- ii) Urban address, e.g., 123 John Street, Ontario,
or Rural plan, e.g., Lot 3, Concession X, Township of Emily, Ontario,
or Municipal plan, e.g., Lot 3 and Part lot 4, Registered Plan 112, City of Toronto, Ontario;
- iii) Township supported by map co-ordinates, e.g., 80°40' west longitude and 48°24' north latitude in the Township of Jocelyn, Ontario; or
- iv) Township supported by approximate highway location, e.g., 500 kilometres east of Thunder Bay along Provincial Highway 17 in the Township of White River, Ontario.

The applicant must also indicate if the PTTW is located in an area of development control as defined by the Niagara Escarpment Planning and Development Act (NEPDA). To determine if the project falls under this legislation, Applicants should contact the Niagara Escarpment Commission at any of their three local offices (Grimsby, Georgetown and Thornbury). Any project that is subject to the NEPDA and has not received a development permit cannot be approved under the Ontario Water Resources Act.

9. Complete Sections D and E.

10. Complete Section F, using a separate column for each source from which water is to be withdrawn.

Conversion factors:

- 1 foot = .3048 metres
- 1 cubic foot = 28.32 litres
- 1 Imperial Gallon = 4.54 litres

If the taking involves the taking of water into storage, please state the amount and

timing of water taken into storage as well as the amount of water withdrawn from storage.

11. Complete Section G. A brief description of the project must be included in the form of an Abstract. This information will be used if a notice is placed on the Environmental Bill of Rights Registry. The Ministry reserves the right to change the wordings of the abstract in the notice, as required, in order that the public be correctly notified of the subject of the application. The type of information that should be included in the abstract is as follows:

1. Information obtained after an initial review of application.
2. Source of water (ground water or surface water plus the name of the waterbody).
3. Location of taking.
4. Purpose of the water taking (industrial process cooling water, irrigation of golf course).
5. Period of water taking.
6. Quantity (maximum requested).

The abstract should be less than 100 words.

12. Complete Section H, EBR requirements.

Regulation 681/94, "Ministry of Environment and Energy Classification of Proposals for Instruments", lists the types of proposals that are subject to EBR and their corresponding classifications.

Permits to Take Water are Class I Prescribed Instruments under EBR.

Exemptions

The EBR allows for exemptions to the public participation requirements under the conditions noted below. If applying for an exemption, additional information must be submitted to substantiate the need for an exemption for review by the Director. For each type of exemption, the information to be provided with the application is noted in italics.

1. **Emergency**
 - the delay in allowing for public participation would result in danger to the health and safety of any person; harm or serious risk of harm to the environment; or injury or damage or serious risk of injury or damage to any property (section 29, EBR)

(The proponent must provide information that demonstrates that there is an emergency situation and that the proposal will minimize the effects resulting from the emergency situation.)

2. Equivalent public participation

- the environmentally significant aspects of the proposal have already been considered in a process of public participation substantially equivalent to that under the EBR (section 30, EBR)

(Details of the completed province-wide public participation including: type, verification of public participation, how it was conducted, number of people that participated, the type of public comments, actions taken as a result of the public comments and whether or not this Ministry's staff were involved.)

3. EAA or tribunal decision

- the proposal is a step towards the implementation of an undertaking approved by a decision made by a tribunal under an Act affording an opportunity for public participation or a decision made under the Environmental Assessment Act (section 32, EBR)

(The applicant must provide a copy of the EAA or tribunal decision and documentation that the proposal was considered in the decision making.)

4. Environmentally insignificant

- the application is for an amendment or a revocation of an existing certificate where there will be an insignificant effect on the environment (section 22(3))

(The applicant must provide an explanation of the proposal that demonstrates that there will be no significant impact on the environment. Examples of proposals that will have no environmental significance may include - company name change, requests to change the reporting requirements, revocation of permits/activities that are no longer in operation.)

Status under the Environmental Bill of Rights (EBR): Class I with exceptions

All applications for permits to take water will be Class I instruments except:

1. Applications for water takings for irrigation of agricultural crops. Weather conditions may require these applications to be issued quickly which the public notification requirement of EBR would not permit.

2. Applications for water takings for a period of less than one year. These short term takings are normally for pumping an aquifer to conduct yield tests,

dewatering for construction, for hydrostatic testing of pipelines. Such activities are generally environmentally insignificant.

13. Complete section I. Any additional information considered by the applicant to be helpful should be submitted with the application.

Examples of additional information are:

- 1) Pumping test data for wells;
- 2) Proposed procedures or principles of operating a dam - the reasons for and times of storing and releasing water, the maximum and minimum water-level elevations proposed in a reservoir, a stage-capacity curve of a reservoir, operating-rule curves for release of water;
- 3) Details of water supply problems in the area;
- 4) Details of the nature of a pond that is filled from a well to indicate whether it is fed in part by groundwater seepage or surface runoff.

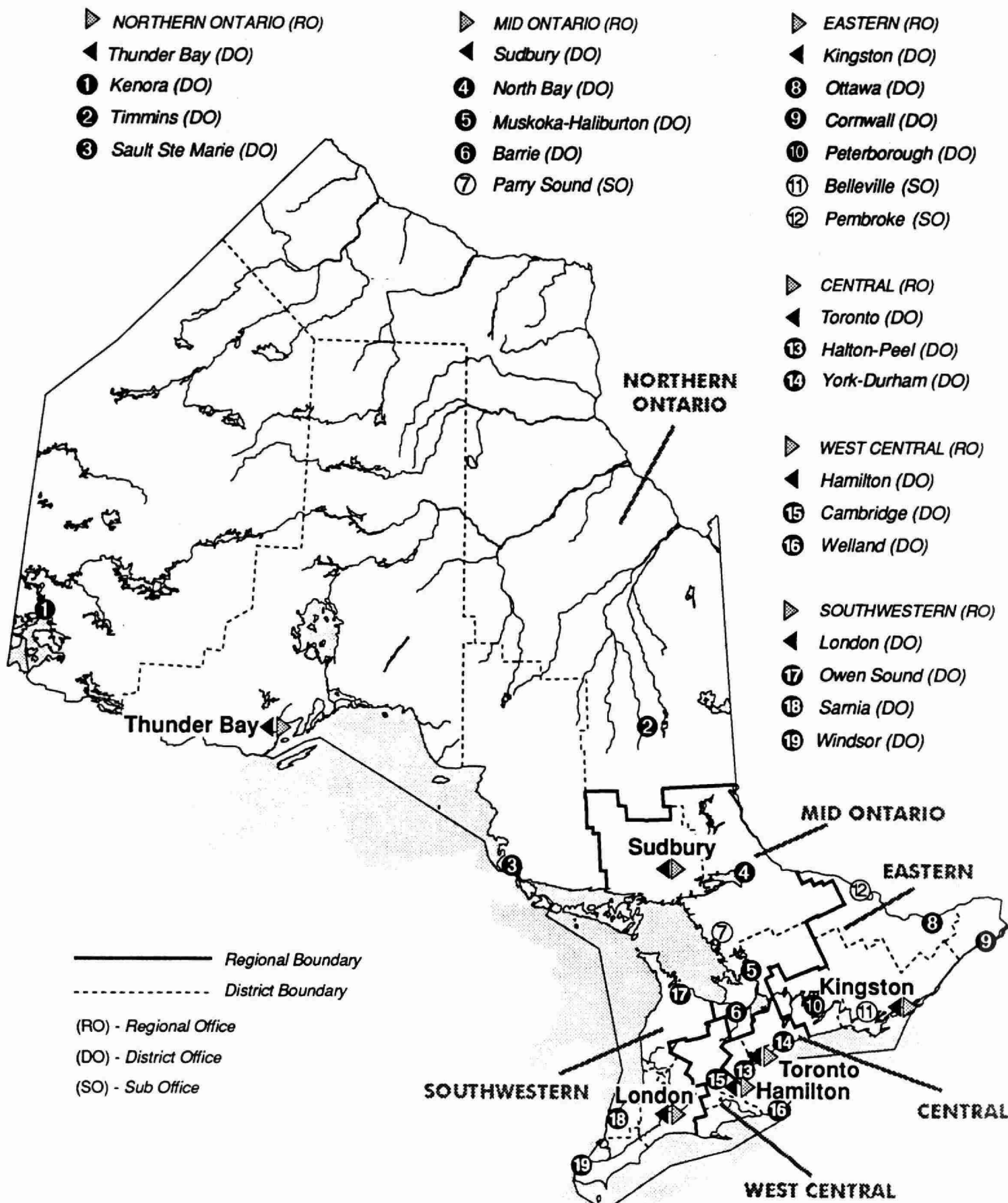
14. Complete section J. All Applications must be signed and dated by the proponent. The proponent must be the owner, or official representing the owner, or a letter of authorization from the owner must be included. When an Application is signed by an official, the status of the official must be clearly defined.

15. Provide a diagram of location of water taking. (See appendix for example).

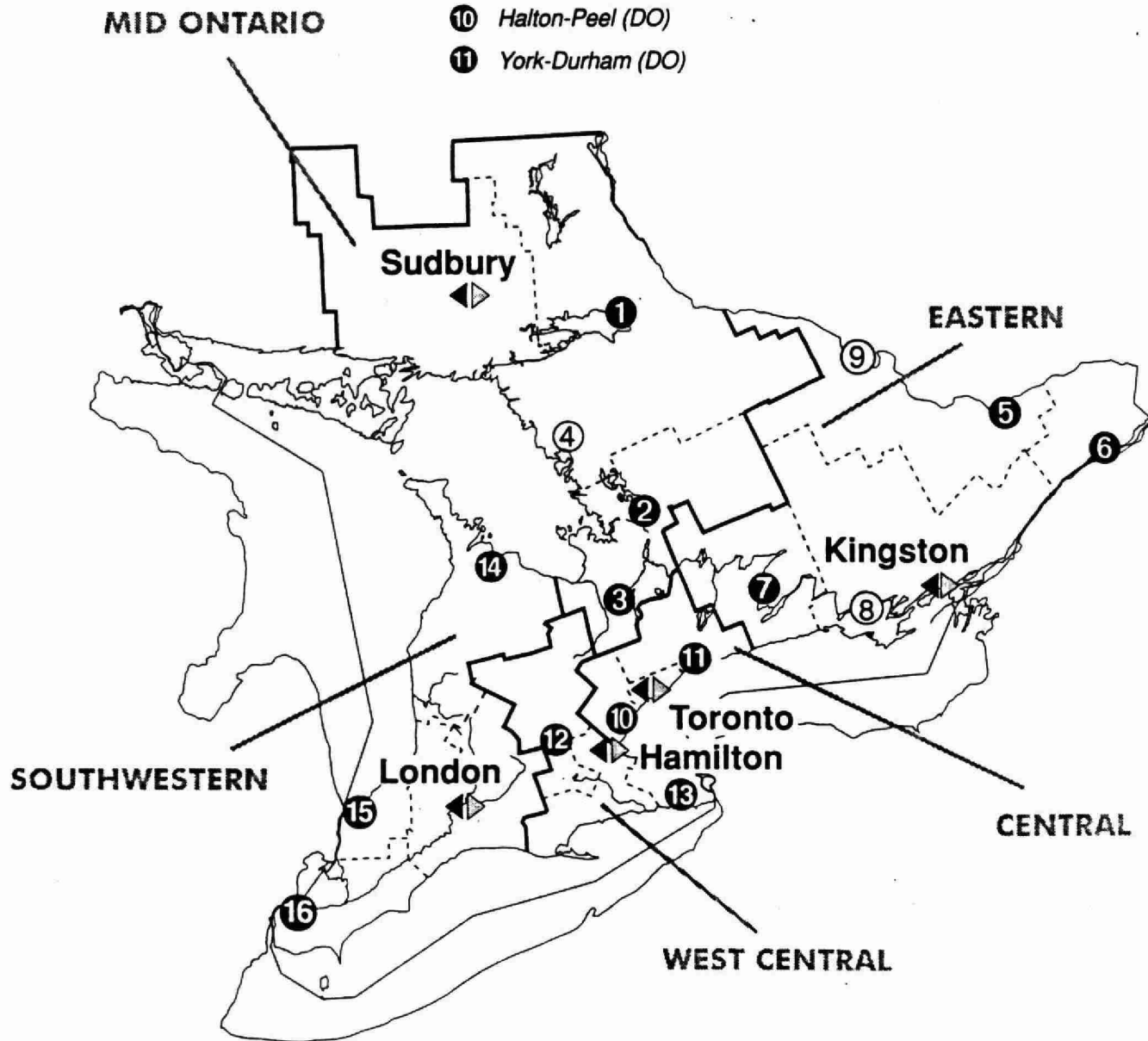
16. It is the policy of the Director in issuing Permits to impose the General Terms and Conditions. If you wish to bring special reasons or circumstances to the attention of the Director as to why certain of the General terms and Conditions should not be imposed in issuing your Permit, enclose a letter to the Director, setting out the reasons and special circumstances which he should take into consideration.

17. Information contained in this application form is not considered confidential and will be made available to the public upon request. Certain information submitted as supporting information may be claimed as confidential but will be subject to the Freedom of Information and Protection of Privacy Act (FOI/POPA) and the Environmental Bill of Rights (EBR). If you do not claim confidentiality at the time of submitting the information, the Ministry may make the information available to the public without further notice to you.

APPENDIX



- | | | |
|---------------------------|---------------------|---------------------|
| ▷ MID ONTARIO (RO) | ▷ EASTERN (RO) | ▷ WEST CENTRAL (RO) |
| ◀ Sudbury (DO) | ◀ Kingston (DO) | ◀ Hamilton (DO) |
| ① North Bay (DO) | ⑤ Ottawa (DO) | ⑫ Cambridge (DO) |
| ② Muskoka-Haliburton (DO) | ⑥ Cornwall (DO) | ⑬ Welland (DO) |
| ③ Barrie (DO) | ⑦ Peterborough (DO) | |
| ④ Parry Sound (SO) | ⑧ Belleville (SO) | ▷ SOUTHWESTERN (RO) |
| | ⑨ Pembroke (SO) | ◀ London (DO) |
| | | ⑭ Owen Sound (DO) |
| | ▷ CENTRAL (RO) | ⑮ Sarnia (DO) |
| | ◀ Toronto (DO) | ⑯ Windsor (DO) |
| | ⑩ Halton-Peel (DO) | |
| | ⑪ York-Durham (DO) | |



————— Regional Boundary
 - - - - - District Boundary

(RO) - Regional Office
 (DO) - District Office

Address all correspondence or enquiries to the attention of the Ontario Ministry of Environment and Energy, Director, Permit to Take Water Program at the Regional Office corresponding to the location of your water taking:

Northern Ontario Region
Thunder Bay Regional Office
435 James Street South
3rd Floor
Thunder Bay, Ontario
P7E 6E3
Tel: (807) 475-1205

Eastern Region
Kingston Regional Office
Box 820
133 Dalton Avenue
Kingston, Ontario
K7L 4X6
Tel: (613) 549-4000

Mid-Ontario Region
Sudbury Regional Office
199 Larch Street, 11th Floor
Sudbury, Ontario
P3E 5P9
Tel: (705) 675-4501
1-800-890-8516

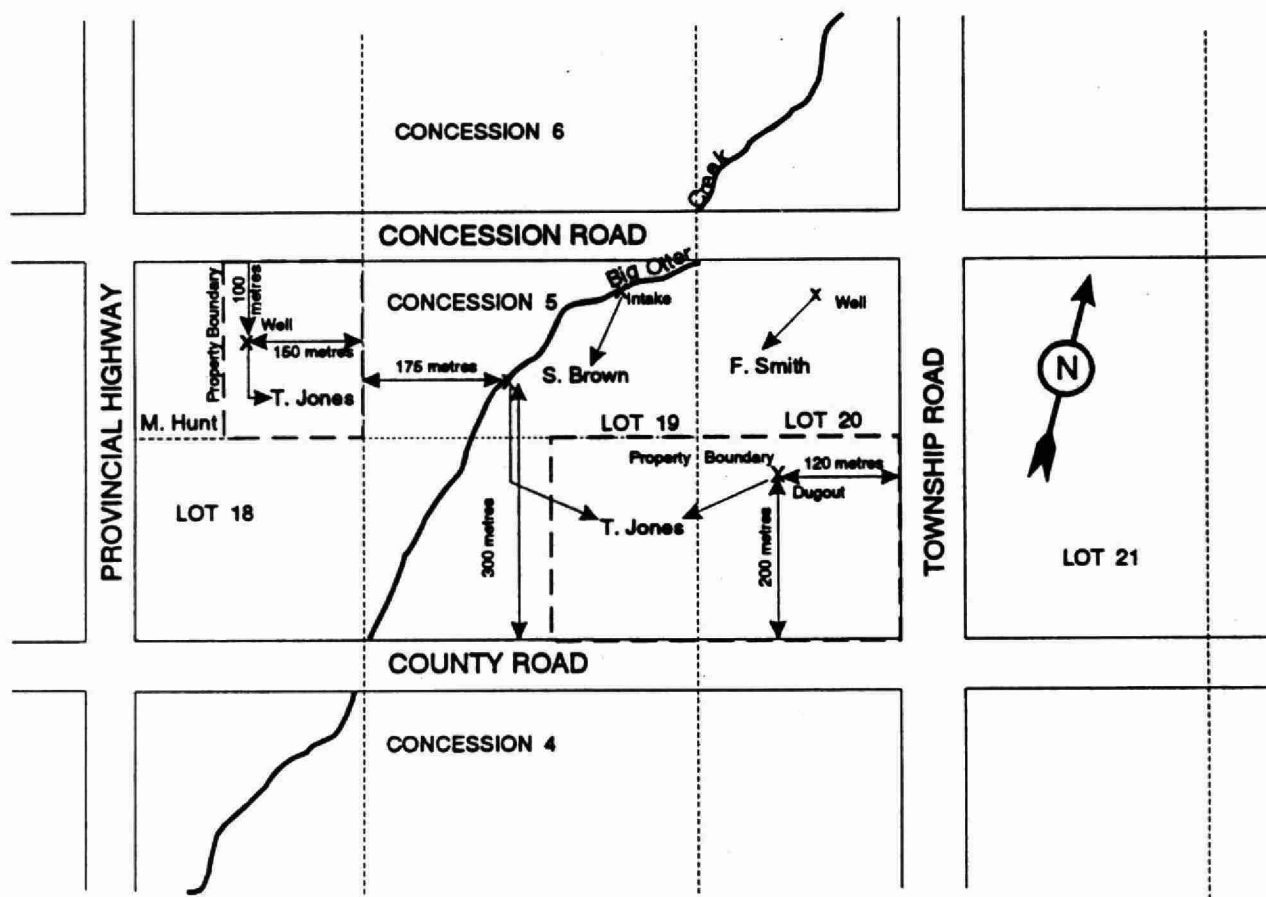
Southwestern Region
London Regional Office
985 Adelaide Street South
London, Ontario
N6E 1V3
Tel: (519) 661-2200

West Central Region
Hamilton Regional Office
119 King Street West
P.O. Box 2112, 12th Floor
Hamilton, Ontario
L8N 3Z9
Tel: (416) 521-7640

Central Region
Toronto Regional Office
5775 Yonge Street, 8th Floor
Toronto, Ontario
M2M 4J7
Tel: (416) 467-3000

An example of a suitable diagram showing the locations of three sources of water taking by Mr. T. Jones

TOWNSHIP OF BAYHAM



X: LOCATION OF WATER TAKING

Be sure to indicate whether the taking is from a stream, dugout, well, etc.



Ontario

Ministry of
Environment
and Energy

Application for Permit to Take Water

Information requested by this form is collected under the authority of the Ontario Water Resources Act, R.S.O. 1990, Chapter O.40 (OWRA) and the Environmental Bill of Rights, Statutes of Ontario, 1993, Chapter 28 (EBR). The purpose of the Permit is to regulate water takings in order to promote efficient development and equitable use of surface and ground waters.

<input type="checkbox"/> New Permit	Existing Permit No.
<input type="checkbox"/> Permit Renewal	
<input type="checkbox"/> Permit Amendment	

Name of Applicant	Telephone No.
Address	Postal Code

Application Particulars

Please read instructions on the Guide for Applying for Approval of Permit to Take Water ("Guide") and ensure that all sections of the application are completed in full, especially the section on Request Amount of Taking from each Source and project/application description for purposes of EBR registry.

Submit a diagram of the area of this water taking. Diagram, instructions and example are shown in the "Guide". If the taking is from a groundwater source, then a diagram indicating any wells within 500 metres of the taking must be submitted.

If there are questions concerning the application, please contact the corresponding Ministry of Environment and Energy Regional Office listed in the "Guide".

A Source of Water

1 Well(s): How many? <input type="text"/>	Spring(s): How many? <input type="text"/>	2 Lake, Stream or River Name (s)
3 Pond(s): How many? <input type="text"/>	Type: <input type="checkbox"/> Dugout <input type="checkbox"/> By-Pass <input type="checkbox"/> On-Stream <input type="checkbox"/> Pit or Quarry	
4 Other: Type of Source		
5 Construction date of Source	6 Date of installation of Water Taking Equipment	

B Location of Taking

Lot, Concession, Township or former Township and County or Region or District, or City, Town or Village with name of street and number
Are the proposed works located in an area of development control as defined by the Niagara Escarpment Planning and Development Act (NEPDA)
<input type="checkbox"/> Yes <input type="checkbox"/> No (if Yes, attach copy of NEPDA permit)

C Location of Water Use

<input type="checkbox"/> Same as B or
Lot, Concession, Township or former Township and County or Region or District, or City, Town or Village with name of street and number

D Purpose of Taking

<input type="checkbox"/> Irrigation <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Municipal <input type="checkbox"/> Public Supply <input type="checkbox"/> Recreation
<input type="checkbox"/> Drinking water <input type="checkbox"/> Other (please describe)

E Period of Water Taking (complete either section 1 or 2 below)

1 Taking to commence on _____ and to extend for a period of _____ <input type="checkbox"/> days <input type="checkbox"/> weeks <input type="checkbox"/> months <input type="checkbox"/> years
2 Seasonal taking to extend from _____ to _____ each year for _____ (number of years)

F Request Amount of Taking from each Source (if the taking involves the taking of water into storage, please state the amount of water taken into storage as well as the amount of water withdrawn from storage).

Source Number	Name of source or Description	Maximum amount taken per minute	Maximum amount taken per day	Number of hours of taking per day-maximum	Number of hours taken per day-average	Maximum number of days taking per year

Indicate unit of measure ☐ Litres ☐ Imperial Gallons ☐ U.S. Gallons

G Project/application description for purposes of EBR registry (brief description of proposal)

H Environmental Bill of Rights requirements

Is this a proposal for a Prescribed Instrument under EBR?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
If "Yes", is it excepted from public notification?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
If it is excepted from public notification, provide reason	<input type="checkbox"/> Equivalent Public Participation <input type="checkbox"/> Environmentally Insignificant amendment or revocation	<input type="checkbox"/> Emergency <input type="checkbox"/> EAA or Tribunal Decision

Documentation in support of the above noted exception must be provided (refer to "Guide").

I Supporting information checklist. This is a list of all supporting information attached to this application and is subject to the Freedom of Information and Protection of Privacy Act (FOI/PPA) and the Environmental Bill of Rights (EBR).

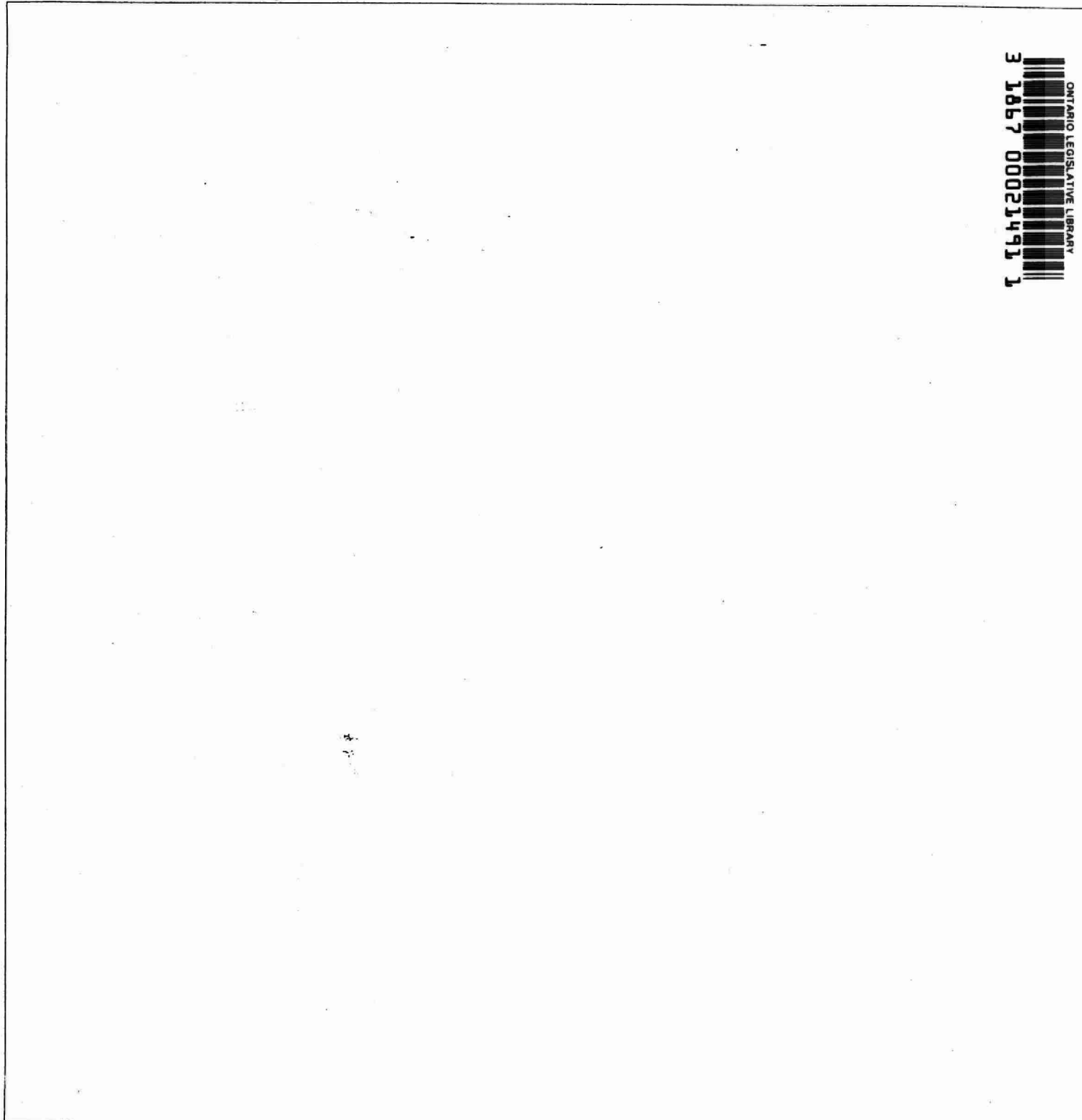
SUPPORTING INFORMATION	ATTACHED?	REFERENCE	CAN BE DISCLOSED
Pre-application consultation with MOEE	<input type="checkbox"/> Yes <input type="checkbox"/> No		
Documentation Provided			
Description of the proposed works	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Environmental Study Report (ESR)	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Preliminary Report	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Design Report/Brief	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Hydraulic and Process Calculations	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Final Plans and Specifications	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Water Supply and Treatment			
Raw Water Quality Analysis	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Hydrogeological Report	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Other Attached Information	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No

J. Statement of Applicant

I, the undersigned hereby declare that to the best of my knowledge, the information contained herein and the information submitted in support of this application is complete and accurate in every way. The applicant agrees to indemnify and save harmless the Crown in right of the Province of Ontario and its officers, employees, agents and contractors from and against all damages, loss, costs, claims, suits, injuries, demands, actions and proceedings resulting from or in any manner connected with act or omission of the applicant or any of its officers, employees, agents or contractors relating to this Application and any Permit, Renewal Permit or terms and conditions of a Permit issued in response to this Application. I understand that it is the policy of the Director in issuing a Permit to Take Water to impose the General Terms and Conditions appearing on the Guide for Applying for Permit to Take Water.

Name of Applicant or Agent/Official of Applicant (please print)	Signature of Applicant or Agent of Applicant	Date
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Diagram of Location of Water Taking



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